

**BEFORE THE INDUSTRIAL COMMISSION OF THE STATE OF IDAHO**

VERONICA INOJOSA,	)	
	)	
Claimant,	)	
	)	
v.	)	<b>IC 01-505496</b>
	)	
EARL AND DAN WISE,	)	
	)	
Employer,	)	
	)	<b>ORDER DENYING</b>
and	)	<b>RECONSIDERATION</b>
	)	
STATE INSURANCE FUND,	)	Filed December 9, 2004
	)	
Surety,	)	
Defendants.	)	
	)	

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On October 29, 2004, Claimant filed a motion for reconsideration claiming the Industrial Commission erred in its Order filed October 15, 2004, in the aforementioned case. Defendants filed a response to Claimant's motion requesting it be denied. No further filings have been entered in this case.

Claimant asserts that the Commission erred in ruling that Claimant incurred no permanent partial impairment and requests the Commission determine that Claimant has sustained impairment, average the ratings of Drs. Surbaugh and Lenzi and then reconsider evidence regarding all benefits due Claimant. Defendants object to Claimant's motion and assert the Commission's decision was correct and should not be changed.

The Industrial Commission's prior decision as to impairment was supported by substantial and competent evidence. As the ultimate evaluator of impairment, the Commission is not inclined to review the decision regarding impairment made in this case. All other requests made by Claimant in its motion are moot as a result.

Based on the foregoing reasons, Claimant's motion is hereby DENIED.

DATED this \_\_9th day of December, 2004.

INDUSTRIAL COMMISSION

Unavailable for signature \_\_\_\_\_  
R.D. Maynard, Chairman

/s/ \_\_\_\_\_  
Thomas E. Limbaugh, Commissioner

/s/ \_\_\_\_\_  
James F. Kile, Commissioner

ATTEST:

/s/ \_\_\_\_\_  
Legal Associate

**CERTIFICATE OF SERVICE**

I hereby certify that on the \_9th\_ day of December, 2004 a true and correct copy of  
**Order Denying Reconsideration** was served by regular United States Mail upon each of the  
following:

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bhq

/s/ \_\_\_\_\_